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OFFICE OF PETITIONS

In re Application of
Benneker et al
Application No. 10/566,839
Filed: February 7, 2007
Attorney Docket No. 4662-145

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: DECISION ON PETITION
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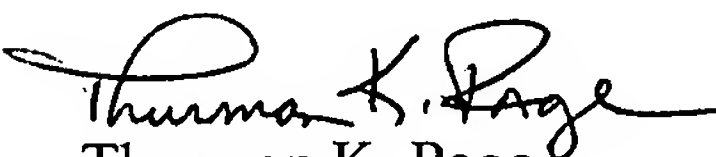
This is a decision on the renewed petition filed July 14, 2009, requesting under 37 CFR 1.182 that the acceptance of the terminal disclaimer filed April 2, 2009 be withdrawn.

The petition is **GRANTED**.

Petitioners assert that, because the examiner has withdrew the final rejection, and the reason for which the aforementioned terminal disclaimer was originally proffered have not been maintained in the new office action, there is no further need for the disclaimer to remain recorded against this application. The undersigned has consulted with the examiner in charge of this application, and has found that the examiner concurs with petitioners' assertion. Accordingly, the terminal disclaimer is withdrawn. USPTO records for the above-identified application have been changed consistent with this decision.

Telephone inquiries related to this decision should be addressed to Thurman K. Page at (571) - 272-0602.

This application has been forwarded to TC1700 for further processing.


Thurman K. Page
Petitions Examiner
Office of Petitions